

OFFICIAL

AUG 09 2004

LAW OFFICES

CAESAR, RIVISE, BERNSTEIN, COHEN & POKOTILOV, LTD.

PATENTS, TRADEMARKS, COPYRIGHTS

ALAN H. BERNSTEIN
STANLEY H. COHEN
MANNY D. POKOTILOV
BARRY A. STEIN
MARTIN L. FAIGUS
ERIC S. MARZLUF
ROBERT S. SILVER
MICHAEL J. BERKOWITZ
SCOTT M. SLODOWITZ*

MONA GUPTA
DAVID M. TENER
SALVATORE R. GUERRERO*
JAMES J. KOZUCH
WILLIAM J. CASTILLO*
FRANK M. LINGUITI
GARY A. GREENE
MICHAEL J. CORNELISON
BRUCE J. CHASAN

MARINA E. VOLIN*
KEVIN A. KEELING
LYNN M. TERRADONNE, Ph.D.
MARC B. BASSLER
WILLIAM C. YOUNGBLOOD*

PATENT AGENTS
MELISSA HANDLER, Ph.D.
DANA M. KOLESAR

A. D. CAESAR (1901-1995)
CHARLES RIVISE (1900-1951)

COUNSEL
ALLAN H. FRIED, Ph.D.

* ALSO ADMITTED TO PRACTICE IN NJ
† ADMITTED ONLY IN NJ AND N.Y.

FACSIMILE TRANSMITTAL SHEET

August 9, 2004

TO: Examiner Sandra A. Saucier
Grp. Art Unit: 1651
U.S. Patent and Trademark Office
FACSIMILE NO.: (703) 872-9306
FROM: Marina E. Volin, Esq.
NO. of PAGES: 16
Our Reference No.: T1118/20031

IF YOU DO NOT RECEIVE ALL THE PAGES INDICATED
ABOVE, PLEASE CALL US BACK AS SOON AS POSSIBLE.

This transmittal contains PRIVILEGED AND CONFIDENTIAL information intended only for the use of the addressee. If you are not the intended recipient, you are hereby notified that any dissemination or copying is strictly prohibited. If you have received the transmission in error, please call us immediately by telephone (collect) and we will make arrangements with you to have the original facsimile returned to us at our expense. Thank You.

FACSIMILE TRANSMISSION CERTIFICATION

I hereby certify that this correspondence (including the attached Response, Transmittal and Fee Transmittal) regarding the application identified below, is being transmitted via facsimile to the United States Patent and Trademark Office on August 9, 2004.

Marina E. Volin
Marina E. Volin, Reg. No. 52,328

First Named Inventor: Robert J. LEVY

Serial No.: 09/933,680

Group Art Unit: 1651

Filed: August 22, 2001

Examiner: Sandra E. Saucier

Att Docket No.: T1118/20031

Confirmation No.: 7085

For: STABILIZATION OF IMPLANTABLE BIOPROSTHETIC DEVICE

(Supersedes) PTO/SB/01 (02-04)
Approved for use through 07/31/2006. OMB 0951-0011
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/933,680
	Filing Date	August 22, 2001
	First Named Inventor	LEVY, Robert J.
	Art Unit	1051
	Examiner Name	Sandra E. Saucier
Total Number of Pages in This Submission	Attorney Docket Number	T1118/20031

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form (in duplicate) <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/Declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below)
Remarks: _____ Please charge Attorney Account No. 03-0075 as necessary to effect entry and/or ensure consideration of this submission.		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or Individual name	Caesar, Rivise, Bernstein, Cohen & Pokotilow, Ltd.; Customer No. 03000	
Signature	<i>Marina E. Volin</i>	
Date	August 9, 2004	

CERTIFICATE OF TRANSMISSION/MAILING		
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. [Transmitted to Facsimile No. (703) 872-9306]		
Typed or printed name	Marina E. Volin, Reg. No. 52,328	
Signature	<i>Marina E. Volin</i>	Date August 9, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9799 and select option 2.

PTO/SB/17 (10-03)

Approved for use through 07/31/2006. CMB 0851-0032
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.**FEE TRANSMITTAL**
for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 0.00

Complete if Known

Application Number	09/833,880
Filing Date	August 22, 2001
First Named Inventor	LEVY, Robert J.
Examiner Name	Sandra E. Saucier
Art Unit	1651
Attorney Docket No.	T1118/20031

METHOD OF PAYMENT (check all that apply)
☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None
☒ Deposit Account:

Deposit Account Number	03-0075
Deposit Account Name	Caesar, Rivise et al.

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) or any underpayment of fee(s)☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity Code	Small Entity Code	Fee Description	Fee Paid
1001	770	2001 365 Utility filing fee	
1002	340	2002 170 Design filing fee	
1003	530	2003 285 Plant filing fee	
1004	770	2004 365 Reissue filing fee	
1005	160	2005 60 Provisional filing fee	
SUBTOTAL (1) (\$)			

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Large Entity Code	Small Entity Code	Fee Description	Fee Paid
1202	18	2202 8 Claims in excess of 20	
1201	86	2201 43 Independent claims in excess of 3	
1203	290	2203 145 Multiple dependent claim, if not paid	
1204	86	2204 43 Reissue independent claims over original patent	
1205	18	2205 9 Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2) (\$)			0.00

*or number previously paid, if greater. For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity Small Entity

Fee Code	Fee Code	Fee Description	Fee Paid
1051	130	2051 65 Surcharge - late filing fee or oath	
1052	50	2052 25 Surcharge - late provisional filing fee or cover sheet	
1053	120	1053 130 Non-English specification	
1612	2,520	1612 2,520 For filing a request for expedited examination	
1804	920*	1804 920* Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805 1,840* Requesting publication of SIR after Examiner action	
1251	110	2351 55 Extension for reply within first month	
1252	420	2352 210 Extension for reply within second month	
1253	950	2353 475 Extension for reply within third month	
1254	1,490	2354 740 Extension for reply within fourth month	
1255	2,010	2355 1,005 Extension for reply within fifth month	
1401	330	2401 165 Notice of Appeal	
1402	330	2402 165 Filing a brief in support of an appeal	
1403	230	2403 145 Request for oral hearing	
1451	1,510	1451 1,510 Petition to institute a public use proceeding	
1452	110	2452 55 Petition to revive - unavoidable	
1453	1,330	2453 665 Petition to revive - unintentional	
1901	1,330	2501 665 Utility issue fee (or reissue)	
1902	480	2502 240 Design issue fee	
1903	640	2503 320 Plant issue fee	
1400	135	1460 130 Petitions to the Commissioner	
1807	50	1807 50 Processing fee under 37 CFR 1.17(a)	
1806	160	1806 160 Submission of Information Disclosure Sheet	
8021	40	8021 40 Recording each patent assignment per property (lines number of properties)	
1809	770	2609 388 Filing a submission after final rejection (37 CFR 1.129(b))	
1810	770	2310 385 For each additional invention to be examined (37 CFR 1.129(b))	
1801	770	2801 388 Request for Continued Examination (RCE)	
1802	900	1802 900 Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 0.00**SUBMITTED BY**

Name (Print/Type)	Marina E. Volin
Signature	<i>Marina E. Volin</i>

Registration No. 52,328

(Attorney/Agent)

Telephone 215-567-2010

Date August 9, 2004

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS.

CAESAR Revise/Inventor for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
PATENT EXAMINING OPERATION

PATENT

Applicant(s): Robert J. LEVY et al.

Serial No.: 09/933,680

Group Art Unit: 1651

Filed: August 22, 2001

Examiner: Sandra E. Saucier

Att. Docket No.: T1118/20031

Confirmation No.: 7085

For: STABILIZATION OF IMPLANTABLE BIOPROSTHETIC DEVICES

RECEIVED
CENTRAL FAX CENTER

AUG 09 2004

AMENDMENT

OFFICIAL

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INTRODUCTORY COMMENTS

In response to the Office Action dated May 10, 2004, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims, which begins on page 2 of this paper.

Remarks/Arguments begin on page 6 of this paper.